

## **9 FAM 42.65 Procedural Notes**

### **9 FAM 42.65 PN1 Inspection of Original Document by Consular Officer and Endorsement of Certified or Mechanically Reproduced Copies**

(TL:VISA-59; 5-15-92)

When an alien presents a certified or mechanically reproduced copy of any of the required documents listed under 22 CFR 42.65(b), it is important that the original document be inspected by the consular officer. After inspection, the consular officer shall endorse the copy with the post's rubber stamp and the words: "Original seen and compared," followed by the initials of the officer who inspected the documents. This procedure does not constitute a certification within the meaning of Item 47 of the Tariff of Fees, since neither the full signature of the officer nor the official seal of the post is used or required. This service is performed without fee, whether on public documents required under INA 222(b) or on documents submitted in support of Form ETA 750, Application for Alien Employment Certification.

### **9 FAM 42.65 PN2 Verification by Consular Officer of Supporting Documents**

(TL:VISA-59; 5-15-92)

a. Consular officers must examine and verify records or documents which are submitted by the principal alien establishing the principal alien's relationship to a spouse or child who will not accompany the principal alien. After verifying the claimed relationship of the principal alien to a spouse or child who will not accompany the principal alien, the post should stamp on the reverse side of all pertinent documents the following legend:

RELATIONSHIP TO \_\_\_\_\_  
(name of spouse or child and relationship to principal alien)  
VERIFIED. THIS DOCUMENT SHOULD BE PRESENTED IN SUPPORT  
OF ANY FUTURE VISA APPLICATION BY OR FOR THE PERSON  
NAMED THEREIN.

b. The consular officer must initial the stamped legend. In addition to procuring the stamp in English, posts may wish to procure appropriate foreign language versions.

## **9 FAM 42.65 PN3 Reproducing Alien Registration Receipt Card Prohibited If Use Is Unlawful**

(TL:VISA-59; 5-15-92)

The INS General Counsel has determined that reproducing an Alien Registration Receipt Card is illegal only when the intent for which the document is being reproduced is unlawful. Thus, the reproduction of an Alien Registration Receipt Card or similar document with lawful intent, without altering the document in the process, and without intent to sell or misuse the copy, is not considered to be a violation of law. If the consular officer believes the intended use of the reproduction is unlawful, the consular officer shall send the reproduced copy directly to the INS Central Office, Washington, D.C. 20536, under cover of Form OF-228, Request for Information From or Report to U.S. INS Concerning Individual Alien, giving all possible information. If possible, the memorandum should indicate how the reproduced document came into the bearer's or sender's possession and, if possible, the name and address of the person or firm who made the reproduction.

## **9 FAM 42.65 PN4 Attaching Pertinent Provisions of Foreign Law to Visa of Alien Convicted of Certain Offenses**

(TL:VISA-59; 5-15-92)

When the police record does not clearly show that an offense of which an alien was convicted does not involve moral turpitude within the meaning of INA 212(a)(2)(A)(i)(I), the post shall attach to the visa an excerpt of the pertinent foreign statute, together with a translation thereof. Posts may use mimeographed sheets containing reproduced excerpts of the foreign law. Attaching the text of the foreign statute will facilitate the examination of the alien at the port of entry.

